IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.5910 OF 1999

Miss Gita Dayaram Varma : Petitioner

V/s.

State of Maharashtra & Ors. : Respondents

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Mr.R.K.Mendadkar for the petitioner.

Mr.C.R.Sonawane, Asstt. Govt. Pleader for respondent nos.1, 2 & 5.

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CORAM : S.RADHAKRISHNAN & S.A.BOBDE, JJ.

October 19, 2004.

P.C.:

1. Heard the learned counsel for the petitioner and the respondents.

2. It appears that the petitioner who claims to be belonging to Kori Scheduled Caste which was invalidated has been challenged by this petition. During the pendency of the petition, the petitioner has already completed B.D.S. course and is presently undergoing internship. The petitioner has filed an undertaking to this Court that

she will not henceforth claim any benefit as if she was belonging to Kori Scheduled Caste. The said undertaking is accepted, in view of the decision of the Supreme Court in State of Maharashtra v. Milind (A.I.R. 2001 S.C. 393). The above undertaking is taken on record and marked 'X' for identification. The undertaking is accepted.

3. The petition stands disposed of in the above terms. Needless to state that the invalidation of the Caste Certificate will not affect till the petitioner completes her studies.

Sd/-

(S. RADHAKRISHNAN, J.)

Sd/-

(S.A. BOBDE, J.)